(25)

HIGH COURT OF CHHATTISGARH AT BILASPUR

S.B. : HON'BLE SHRI SATISH K. AGNIHOTRI, J.

WRIT PETITION (S) No. 2149 of 2007

PETITIONER : Ursela Toppo, D/o Shri Antoni Toppo Aged 43 years, Working as L.D.T. (Tribal Depat.) at Govt. Girl Primary School Kaliba, Distt.-Jashpur (C.G.)

VERSUS

RESPONDENTS : 1. State of C.G. Through Secretary, Dipartment of Tribal Welfare, Mantralaya, D.K.S. Bhawan, Raipur (C.G.)

2. Asst. Commissioner, Tribal Welfare Deptt. Distt. Jashpur (C.G.)

3. Commissioner, Jashpur Distt. Jashpur (C.G.)

Present: Shri Amit Kumar Sharma, Advocate for the petitioner.
Shri Vinay Pandey, Panel Lawyer for the State / respondents.

ORDER
(Passed on 5th of April, 2007)

1. Learned counsel appearing for the petitioner as well as for the State/respondents jointly submit that the fact and question of law involved in the present writ petition are the same to that of in **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another {2006 (II) MPJR-CG 96}**, which has been disposed of vide order

dated 03.04.2006. Learned counsel appearing for the respondents does not controvert the said submission.

2. Accordingly, the writ petition is allowed in terms of the order passed in the case of **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another** (Supra), subject to verification of the fact as to whether the petitioner has acquired B.T.I Examination Certificate on her own expenses as per the circulars dated 24.12.1998 and 01.03.1999 and further whether she has been paid two advance increments or not. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Amit